G.F. 11

1935.

Department of L. R. Hist.

OFFICE ~~Board of Rev~~

STATION ~~Madras~~

Mis No. 3005
3877

J. 864/35

Dated 15-8-35.

Pages in the file

(SUBJECT.)

Sitt - Ryotti (South Kanara) - Ma...
Tk Paramji village - S. No 27
etc. - C ...f assessme
Appeal - Dismissed

F. 864

RP 175

BOE AS 1-MAR 1935 LAND REVENUE AND SETTLEMENT

Petition
Nanhari Kaza
Kuchi Village
Delhi Tal
S. V

Requesting
that the
boring operations
may be
stopped
in his
village

The Kanarese petitio
below may kindly be
g. t translated

Translation Petitio

I. R..

P.C. to petitioner for
uthenticated + stamped cop
Ld. A-S.O.'s order, comp
stamps of the value of
Re 1-8-0 for the petitio

ent of Dwra
the Rev Board, Madras
mistake in the last settlement
the South Kanara Dt.

22.2.35 of Narahari Raya
Gopalakrishnayya of
age Udpi Tq, S.K.
very sorry to see the
e No 6/34 of the Branch Sett
Mangalore Tq
est that my petition and
ected records and the report
subordinate officers after
ection of the field may
ed by you and the
Communited at the settle
chfield
I addressed the S.A.S.O
sorry
he did not make any
Please see my petition
n and the order ROC 6/34

anje Village
garden lands — errors in
relating to saline lands
are been classed as wet

[illegible] and are thoroughly
[illegible]

I was — that I may not be
[illegible] in enabling me to pay
the [illegible]

[illegible]

[illegible]

K. Narahari Rao

Hiriyur Rao Hall

[illegible]

INDIA COURT FEE INDIA

R 2/16 R

TWO ANNAS

INDIA COURT FEE INDIA

R 2/16 R

TWO ANNAS

INDIA COURT FEE INDIA

R 2/16 R

TWO ANNAS

ಸೇವೆ

ಶ್ರೀ ಎಂ. ಎಸ್. ಕಾಡಶೆಟ್ಟಿ

ಸಿ/ಓ. ಶ್ರೀ ಎಸ್. ಎಸ್. ಕಾಡಶೆಟ್ಟಿ
ಅಡ್ವೊಕೇಟ್ ಮತ್ತು ನೋಟರಿ
ಹೊಸಪೇಟೆ

L.Dis.611/35.

Revenue Settlement Office,
Party No.III, Mangalore,
Dated 1st. March 1935.

H.R.Ry. K.P.Krishnan Nair Avl., B.A.,
Special Assistant Settlement Officer in Charge.

Proceedings:-

Settlement -- Resettlement -- (South Kanara) -- Mangalore taluk -- Pavanje village -- S.Nos.27/10, 18, 19 etc. Wet lands -- Reduction of rate.

Reference:- Proceedings R.O.C.No.6/Ptn. 34 dated 23-1-35 of the Settlement Tahsildar, Mangalore.

Petition dated 22-1-35 of K.Narahari Rao.

The petitioner is informed that his request for reduction of rate of assessment is not admissible. The orders passed by the Settlement Tahsildar are correct and will stand.

For Spl. Asst. Settlement Officer in Charge

K.V.R/2.3.

To

The petitioner.

RECEIVED
2-MAR 1935

To I. A

The petition below may kindly be got translated by some-one knowing Kannada

Supdt Inam Sec

~~D. Nagaraja Shetty~~

No
21/4

6.4.35.

Recd 24/4

To Supdt F

Herewith the translation of the petition at pp 7-8 c/f.

27.4.35

13 F 1391/35
(PP 7-8 cf.)

To the Settlement Commissioner
Rev. Board, Madras

§ 10.4.35

The appeal petition of K. Narahari Rao son of K. Gopalakrishnayya of Kandi Village No 82 Uttipitu, S.K.

As per Board order F 864/35 § 13.3.35 I have submitted stamps of the value of Rs 1-8-0 I have also affixed stamps of annas eight to the order of the Assistant S.O. & Dis 611/35 § 2.3.35 The said orders were received by me on 23.3.35.

I submit that the orders R.O.C. No 6/35 and Dis 611/35 § 2.3.35 of the lower officers are against rules and justice.

Although the scheme report refers to rectification of previous mistakes and the exemption from assessment lands which are of a value nature still the rules have not been brought into force in this Dt. Further, neither the Sett. Tahsildar nor the officer in charge of the party have inspected my lands I am a poor and humble ryot of Govt and

To I.A.

p.c. to peter

for duly authenticated & stamped copy of Sett. Tahsildar order put up

DL 13-4

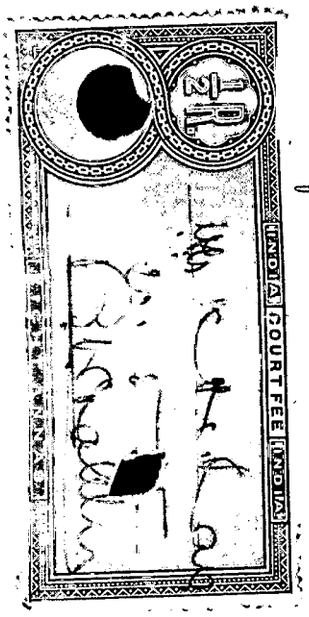
20/11-

DPD PY/11/5

are not even able to get even any
land enough to cultivate. It is
with the greatest difficulty, I have got
that I have been able to pay the
assessment to Govt I am a Shanbogue.
As pointed out in my letter dispatched
as in P.O.C No 1/24 the assessment fixed
in respect of the land is abnormally
high as compared with the income
of the land and quite exorbitant.
I pray that the record of the
last settlement and the steps taking this
may be scrutinised
and examined and the mistakes
committed in regard to the abnormal
assessment rectified We have
already brought to the notice of
the Board and Govt that the assessment
levied in regard to the lands of Bavaje
village is far in excess of the
proportionate but no officer of the
department has been kind enough
to inspect the field. If an inspection
is made we are sure that due
justice will be done. I pray that
that the orders of Govt may be
followed in the matter and the
assessment levied be reduced

(sd) Narahar
S/o Gopala
82 Yrs

BOARD OF REVENUE
MADRAS
25 MAY 1955
LAND REVENUE AND SETTLEMENT



Rajamani
K. (N.) Rao.
Shanthagiri
82 Kuchipudi
Hanumakonda

To First Asst.

The Kannada Petition at pp 15—16 of below may kindly be got translated

Sen
27.5.1935

per Gopalrao. M. attest
27.5.35

27.5.35 Submit F Below The translation in abstract.

7.1955/35

To the office of the Sett. Commr Rev Bd Madras

Petition of K. Narahari Rao. of 19.5.1935.

Board's Encl F 864/35 of 1.5.35 was received by me today as I was not in the village all the while.

I have not got back the Tahs order Ref C.No 6/34 of 23.1.35 I request that the Tahs order and the record of the 2nd Assistant S.O together with the Board's order may be obtained and the C/f of 8as sent hereunto be affixed to the order S.A.S.O. and notice received in my favour

DRAFT FOR APPROVAL.

	Date.	Initials.
When received for fair copying ..		
When copied ..	6/7/36	
When examined..		
When signed ..		
When despatched.		

DESPATCHED
15 JUN 1936

SUBJECT:—

Sett. Disputt. (South Kanara) — Mangalore Tk. Paranje village S. Nos. 29/10 etc. — Wet lands — Reduction of assessment — Appeal —

READ AGAIN J.S. (Sett) , dated 19 .

, 19 .

READ *ALSO*:—

No. From the , No. , dated 19 . F. 864/35 — 9 645 c

, , , , 19 . F. 1953/35 — 9 677 c

, , , , 19 .

~~Order~~ ~~Resolution~~ ~~Rout.~~ Ms. No. F. 864/35-1, dated 11 — 1935 .

Forwarded to the S.A.S.O. in charge of Circle No. III for submission of the records with any remarks which he considers necessary regarding allegations in the petition which are not clearly dealt with in the records.

7.6.36

rejecting the petitioners requ
for reducing the rate of assess
ment on certain field. The ord
in time
of the S.A.S.C. as dated 1-3-35
but the appeal itself was
received in this office on 1-3-35
Presumably orders were intima
ted to the petitioner. The S.A.
order at p. 9 C.f. does not state
the reasons fully for rejectn
the request. The Settl Inhabits
order referred to in it has
not been produced & the
petitioner
party says that he has no
received back the Inhabit
order. Hence the original
records may be called for.

SR
7-6-35

7/6/35

Settlement Party DEPARTMENT.

In reply, please quote number, date and short title.*

Received 27 *Registered* F 2834 2.1

From (Name) M.R.Ry. K.P.Krishnan Nayar Avl., B.A.,

(Designation) Special Assistant Settlement Officer in Charge

Post Box ....., (STATION) Party No.III, Mangalore.

Telegraphic Address .....

BOARD OF REVENUE
MADRAS
29 JUL 1935
LAND REVENUE AND SETTLEMENT

To

The Secretary to the Commissioners of
Land Revenue and Settlement, Chepauk, Madras.

R.O.C. A1-*No.* 2065-35-2, *dated* 23rd July *19* 35.

Sir,

Settlement.-- Resettlement (South Kanara) Mangalore Taluk -- Pavanje village -- S.Nos.27/10, 18 etc. -- Reduction of assessment -- appeal.

******

Appeal petitions

SPARE COPIES.....

Disposal files will be dealt separately by R.P

Reference:- Board's Reference No.F.864-35 dated 11-6-35.

S.Nos.27/18 and 32/2 stood registered at the old settlement as garden 1st. taram and S.Nos.27/10 and 19, 30/1, 9, 10 and 20 and 32/1,8,9 and 19 as Wet II. The petitioner applied to the Settlement Tahsildar on 19-7-34 for the reduction of the rates of assessment of all these lands by placing the gardens in the 3rd taram and by transferring the wet lands to class III. Orders on the scheme report not having been received then, he was informed on 2-8-34 that a final reply would be sent on receipt of Government Orders on the scheme proposals. His contention was that the classification adopted at the settlement was wrong. In support of this view he alleged no facts in respect of the gardens but as regards wet lands he alleged that the influx of ~~salt~~ salt water from the adjoining river was injurious to the crops. Of the dozen fields in question it was found that the -- petitioner was the registered holder of only three and that in respect of the rest he was not even a Mulagenidar. On receipt of the Government order on the scheme report in January the Settlement Tahsildar rejected the petition in his proceedings No.P.C.6/34 dated 23-1-35, the petitioner being informed that he was the registered holder of only S.Nos.27/10 and 18 and 30/1 and that even as regards these

lands no reduction of rates could be ordered as the resettlement notification did not provide for it.

(c) 2. On 22-2-35 the petitioner put in a petition to me enclosing a copy of the Settlement Tahsildar's order. The latter nothaving been passed on a reclassification objection under paragraph 34 of the resettlement -- notification, the petition could not be treated as an appeal under paragraph 37 of the notification.

In this the petitioner omitted the subdivisions of S.No.30 altogether and as regards the remaining fields he stated that he was the tenant under the registered holder for S.Nos.32/1,2,8,9 and 19 but did not specify his title for S.No.27/19. He gave no explanation as to why for these lands the registered holder did not himself apply for relief, if relief was really required. The question of admitting applications for relief from all persons interested in the land was raised in Malabar and in paragraph 7 of Government letter No.993-E-34-1 dated 10-3-34 communicated in B.P.Mis.No.894 dated 17-3-34 it was considered undesirable that applications should be admitted from any one other than the registered holder or occupant of land, jointly registered. There being no joint registry of tenants in South Kanara, petitions are admitted only from registered holders.

The petitioner requested that the assessment might be reduced to 50 per cent of that of the adjoining lands and the reason given was that the yielding capacity of the lands had become poor on account of the influx of salt water. There is provision in the resettlement notification for transfer of the registered garden and wet lands to dry but not for the reduction of their rates of assessment while retaining their description as garden or wet. In the case of gardens it is, on the other hand, clearly laid down in paragraph 13 of the notification that 'there will be no reclassification of the existing gardens either by raising the present class or by lowering it' Paragraph 36 also bars objections to the rates of assessment in the case of lands on which the old money rate remains unaltered or has been altered only by the addition of the percentage enhancement.

In view of these facts the petitioner was informed in my L.Dis.611-35 dated 1-3-35 that his request for the reduction of the rates of assessment was inadmissible and that the Settlement Tahsildar's order

was correct.

3. The petitioner has sent two petitions to the Board: dated 22-2- 35 and the other dated 19-5-35. The latter was sent after the receipt of my order on his petition but he makes no reference to it. He has now omitted another field S.No.32/9 and the lands for which relief is applied for are S.Nos.27/10, 18 and 19 and 32/1,2,8 and 19. He does not even now explain why the registered holder of S.No.27/19 and the subdivisions of S.No.32 has not chosen to put in a petition. He himself being the registered holder of only S.Nos.27/10 and 18, action can be taken only in respect of these two lands and not the rest.

Of these two lands, S.No.27/18 is a coconut garden and in none of the petitions has mention been made of any specific facts in support of the allegation that the rate fixed at the old settlement is unduly high. Coconut trees on river banks and on-shore generally yield more than those in the interior but at the same time decay earlier. They cannot now be in the same flourishing condition as they were in 30 years ago and it will not be correct to assume from their present condition that a mistake must have been comitted at the old settlement in placing the garden in the 1st. taram.

As regards S.No.27/10 which is Wet II, the only new point urged is reference to a paragraph in the settlement scheme report headed 'lands of arenacious soil on the banks of saltish rivers'. There is no such paragraph either in the settlement or in the re-settlement scheme report. Throughout this coastal tract wet lands on river banks have been placed under class II and they receive the benefit of the fine black silt from the river which is a very good fertiliser.

For the reasons given in paragraph 2 above the request for the reduction of rates is not admissible and the petitions do not deserve consideration.

4. This office disposal file L.Dis.611-35 and the Mangalore Branch Office file P.C.6/34 are submitted for favour of refer-

and return.

Special Assistant Settlement Officer
27/7/65 in Charge.

F.V.R/

RB 127 F 28 7 28

MEMORANDUM.

No. 11/H.C. 35

Note.—We do not hold ourselves responsible for loss sustained or damage done to goods after they have left our premises. Our responsibility ceases with delivery of goods to the railway. It is requested therefore that all consignments be examined and weight seen to correspond with that on railway receipt before delivery is taken.

Officer to whom sent— To the Secretary to the Commissioner of Land Revenue and Settlement, Board of Revenue

Particulars of articles, etc., sent— Lalpant, Madras.

Description.	No.	How sent (if by rail, enclose railway receipt; add other instructions, if any).
File CRO 6/Pb 34 of the Branch Secretariat Office Mangalore	1	
dtd 6/11/35 & 1-2-35 of the Office	1	

RESPATCHED 3-AUG1935

To the Secretary to the Commissioner of Land Revenue and Settlement, Board of Revenue Madras

Rs 2-9-7 — 3 5 7

2 11 Joseph Ammanna

Revenue Settlement Office, Party C/o III Mangalore
Dated 2 9th July 1935.

Signature

DRAFT FOR APPROVAL.

Date. Initials.

When received for fair copying

When copied ..

When examined..

When signed

When despatched.

SUBJECT:—

Sitt. Rent (Switch Kanara) - Mangalo
Tk Bavanje village - S. No 27
etc - Reduction of assessm
appeal - Dismissed.

READ AGAIN ....., dated ..... 19.....

,, ,, ..., ,, ... 19.....

READ *ALSO*:—

No. ..... From the .....

,, ... ,, ...

,, ... ,, ...

~~Order~~ / Resolution ~~Rout~~ / Ms. No. 3095, dated

p 1 c.f. J. 864/35 — R
....., No....., dated ..... 19.....
p 7 c.f. J. 1391/35 — R
..... ,, ... ,, ... 19.....
p 15 c.f. J. 1955/35 — R.
..... ,, ... ,, ... 19..... a to Ltr to S.H.-S.
p 21 c.f. J. 2854/36 —
15. 8. 1935.

There is no provision in the rent notification for entertaining objections regarding the rate of assessment fixed at the original settlement. The S.H.S so therefore correct in refusing to comply with the petitioners request to reduce the assessment on the fields in question. The appeal is accordingly dismissed.

Settlement - Resett - (South Kanara) - Mangalore
TK. Paranje village - S. Nos. 23/10
etc - Reduction of assessment -
Appeal.

F. 864/35.

—

D & S. (Sett)

The report of the S.A.S.O. at pp 21-23 c/f. sets out the facts of the appeal as well as the reasons why the request for not reducing the assessment was not complied with

The appeal is not against any orders of reclassification ordered at the resett. but against an order refusing to interfere with the wet & garden rates of assessment levied at the old ~~re~~ sett As pointed out by the S. A. S. O. such requests cannot be complied with under para 36 of the resett notification The petitioner states that mistakes in classification committed at ~~resett~~ the sett. can be corrected at the resett Attention is invited to para 48 of the resett scheme report which definitely rules out any such rectification The petition may therefore be

requested. For orders

7-8.

8-8-85

8/8/85

10/8

Received

12.8

To A.S. (Estt)

A.S (Estt)

Draft submd

12-8.

15835

15/8/85